

DEPARTMENT OF ECOLOGY

RECOMMENDATION FOR ENFORCEMENT ACTION

*Ace no longer
discharges via
NPDES permit*

AGICF
112
4-14-78

MEMO TO: Enforcement Officer

DATE: April 14, 1978

FROM: MARK C. PREMO
(Full Name)

885-1900
(Public Telephone Number)

RECOMMENDED ENFORCEMENT ACTION BE TAKEN AGAINST:

I. ACE GALVANIZING, INCORPORATED
(Name: Company, Individual, Municipality, County, etc.)

429 - 96th South, Seattle
(Address)

ZIP: 98108

II. For:

- ☐ A. Violation of Water Well Construction Act of 1971, Chapter 18.104 RCW.
Specific paragraph RCW/WAC _____
- ☐ B. Violation of Clean Air Act, Chapter 70.94 RCW.
Specific paragraph RCW/WAC _____
- ☐ C. Violation of Flood Control Laws, Chapter 86.16 RCW.
Specific paragraph RCW/WAC _____
- ☐ D. Denial of water right application Number _____ (RCW 90.03.290)
Volume of withdrawal or diversion: _____ Proposed Use _____
- ☐ E. Violation of Water Resources Laws, Title 90 RCW. (Reference RCW 43.27A)
Specific paragraph RCW/WAC _____
- ☒ F. Unlawful discharge of wastes into public waters, RCW 90.48.080.
- ☐ G. Water Quality Regulatory Notice and Order, RCW 90.48.120.
- ☒ H. Noncompliance with waste discharge permit, RCW 90.48.180.
(Include a copy of page 1 and the page of the permit containing the condition violated.)
- ☐ I. Intentional or negligent discharge of oil into state waters, RCW 90.48.350.
1. Type of oil (diesel, gasoline, fuel, bunker C, crude, etc.) _____
2. Amount of oil spilled: _____ gallons/barrels.
- ☐ J. Modification of Water Quality Criteria, WAC 173-201-100(2).
- ☒ K. Other: Noncompliance with Order #DE 76-286

III. The violation occurred at : (Time) _____ (Date) _____ for the past seven(7) years.

IV. Location of the incident/activity: 429 - 96th South, Seattle 98108

V. Name of watercourse involved: Duwamish River & Tributary ditch Class: B

ECY 010-97

USEPA SF



1410032

Date: April 14, 1978

Name of Company or Individual: ACE GALVANIZING

VI. Narrative of incident/situation: (Use separate page or memo if necessary.)

(see attachments)

VII. Physical evidence obtained: Samples X Pictures Other

VIII. Names and addresses of witnesses: Mark Premo, Sue Wenke, Larry Ashley;

all at DOE, NWRO

IX. Recommended Penalty OR Corrective action to be taken: \$3000 penalty and
an associated order to cease the discharge.

Enclosures

Lab Report, No.

Pictures

Mark C Premo
(Investigated By)

District Engineer (Metro)
(Title)

ENDORSEMENT

TO: Regional Manager

FROM: Division Supervisor

We have taken the following actions within the Region to resolve this problem: See attached documentation. Ace is currently in violation of a DOE order, and has no permit. They claimed no permit was needed as they had no discharge.

Dwight J. Marshall
(Division Supervisor)

Stewart A. Messman 4/17/78

TO: Enforcement Officer

FROM: Regional Manager

Recommend enforcement action (not) be taken as proposed.

Robert H. McEnitt 4/18/78
(Regional Manager)